

05-23-01

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Customer No. 24113
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Attorney Docket No. 1915.14PS03

CONTINUING APPLICATION TRANSMITTAL

Box PATENT APPLICATION
Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

This is a request for filing a

☒ Continuation ☐ Divisional
application, under 37 C.F.R. §§ 1.53(b) and 1.173, of pending prior Application No. 08/209,559, filed March 10, 1994, which is a reissue application of U.S. Patent 5,094,041, which issued from U.S. Patent Application No. 07/479,376, filed February 13, 1990, for: RIDGE CAP TYPE ROOF VENTILATOR by: Gary P. Kasner, Mark S. Stoll, and Richard J. Morris. The entire disclosure of the prior application is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.

Enclosed are:

- ☒ Specification and Abstract 6 pages
 ☒ Copy of U.S. Patent 5,094,041
 or
 ☐ Substitute Specification including no new matter
- ☒ Drawings - 5 sheets (Figs. 1-15)
- ☒ Substitution of Attorney - 2 pages
 ☐ Newly executed
 or
 ☒ Copy from prior application
- ☒ Declaration, Power of Attorney, and Petition - 12 pages
 ☐ Newly executed
 or
 ☒ Copy from prior application
- ☒ Supplemental Declaration Under 37 C.F.R. § 1.175 - 3 pages
 ☐ Newly executed
 or
 ☒ Copy from prior application
- ☒ Petition for Correction of Inventorship of Patent (37 CFR § 1.324) and Verified Statement of Facts - 8 pages
 ☐ Newly executed
 or
 ☒ Copy from prior application

☒ Consent of Assignee to Change of Inventorship and Reissue - 3 pages

☐ Newly executed

or

☒ Copy from prior application

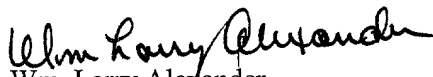
The filing fee has been calculated as shown below:					
	No. Filed	No. Extra	Small Entity Rate	OR	Large Entity Rate
Basic Fee			\$ 355	OR	\$ 710
Total Claims	33 - 20	= 13	x 9 = \$	OR	x 18 = \$234
Independent Claims	3 - 3	= 0	x 40 = \$	OR	x 80 = \$0
Presence of Multiple Dependent Claim			+ 135	OR	+ 270
		TOTAL	\$	TOTAL	\$ 944.00
*If the difference is less than zero, enter "0"					

- ☒ A check in the amount of \$944.00 is enclosed. The Commissioner is hereby authorized to grant any extensions of time and to charge any fees under 37 C.F.R. §§ 1.16 and 1.17 that may be required during the entire pendency of this application to Deposit Account No. 16-0631.
- ☐ Cancel in this application claims _ of the prior application before calculating the filing fee. At least one independent claim is retained for filing purposes.
- ☒ Amend the specification by inserting before the first line the sentence: --This is a Continuation of Application No. 08/209,559 filed March 10, 1994, which is a reissue of U.S. Patent Application No. 07/479,376, filed February 13, 1990, now U.S. Patent No. 5,094,041.--
- ☐ Priority of foreign application(s) No. _____ filed _____ is claimed under 35 U.S.C. § 119. The certified copy was filed in prior Application No. _____ on _____.
- ☒ The prior application is assigned of record to Liberty Diversified Industries, Inc. recorded at Reel 5231, Frame 0903, and Reel 7259, Frame 0568, and a copy of the recorded assignment documents from Richard J. Morris are enclosed.
- ☒ A Preliminary Amendment is enclosed. Claims added by this Amendment are properly numbered consecutively beginning with the number next following the highest numbered claim in the prior application.
- ☒ Request for Approval of Drawing Changes and 3 sheets of drawings (Figs. 3-9, 11 and 12) with changes marked in red.
- ☒ An Information Disclosure Statement and Form 1449 are enclosed.
- ☐ Applicant(s) is/are entitled to small entity status in accordance with 37 CFR 1.27.
- ☐ CD-ROM or CD-R in duplicate, and Compact Disc Transmittal are enclosed.

11. ☐ Request and Certification Under 35 U.S.C. 122(b)(2)(B)(i) (nonpublication).
12. ☒ Address all future communications to:

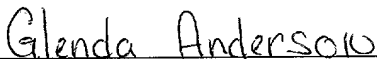
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Minneapolis, Minnesota 55402-2100

Respectfully submitted,


Wm. Larry Alexander
Registration No. 37,269

CERTIFICATE OF EXPRESS MAIL

"Express Mail" mailing label number EL671574009US. Date of Deposit: May 22, 2001. I hereby certify that this paper is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. § 1.10 on the date indicated above and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.


Name of Person Making Deposit


Signature

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Reissue Application of:

Attorney Docket No. 1915.14US03

Kasner et al.

Application No.: *Not Yet Assigned*

Filed: *Concurrently Herewith*

For: RIDGE CAP TYPE ROOF VENTILATOR

REQUEST FOR APPROVAL OF DRAWING CHANGES

Assistant Commissioner for Patents
Washington, D.C. 20231


Sir:

The Examiner is requested to review and approve the changes to Figures 3 through 9, 11, and 12 as marked in red on the attached sheets. Figure 3 is amended to include element symbol "G" for grain and element numbers 10 and 28 for the present roof ventilator and the double-faced corrugated plastic sheet material, respectively. Support for including element symbol "G" can be found, e.g., at column 4, line 57 through column 5, line 2 and Figure 4 of U.S. Patent 4,803,813, incorporated by reference of U.S. Patent 5,094,041 at column 4, lines 7 through 17 of ("the present patent"). Support for adding element numbers 10 and 28 can be found in Figure 1 and, e.g., at column 4, lines 37 through 56 of the present patent. Figures 5 and 6 have been amended to replace respective element numbers 71 and 73 with 82. Element numbers 71 and 73 are not referenced in the present patent. However, element number 82 denotes the apertures depicted in Figures 5 and 6. Support for substituting element number 82 for 71 and 73 can be found, e.g., at column 6, lines 32 through 41. Figures 7, 8, 9, and 12 are amended to contain element number 64 to denote the top panel. Support for the amendment to Figures 7, 8, 9, and 12 can be found in Figure 3 and, e.g., at column 5, lines 2 through 13 and the lines 45 through 60. Figure 11 has

been amended to include element numbers 64 and to substitute element number 96 for element number 95. Support for adding element number 64 is believed to be the same as cited with respect to Figures 7, 8, 9, and 12, above. The substitution of element number 96 (denoting a side edge bounding recessed area 86) is supported by the paragraph bridging columns 6 and 7. Moreover, element number 95 is not referenced in the present patent. No new matter has been added by these amendments to the Figures.

After approval of these changes, and upon allowance of the application, formal drawings will be submitted.

Respectfully submitted,

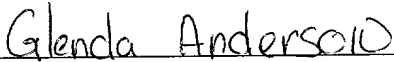

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Please grant any extension of time necessary for entry; charge any fee due to Deposit Account No. 16-0631.

CERTIFICATE OF EXPRESS MAIL

"Express Mail" mailing label number EL671574009US. Date of Deposit: May 22, 2001. I hereby certify that this paper is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. § 1.10 on the date indicated above and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.


Name of Person Making Deposit


Signature